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2                   **ORDINANCE NO.2006-011**  
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4                   AN ORDINANCE OF THE BOARD OF COUNTY  
5                   COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA,  
6                   AMENDING SCHEDULE "A" OF CHAPTER 8.5, ARTICLE II,  
7                   PALM BEACH COUNTY CODE (THE "CODE  
8                   ENFORCEMENT CITATION ORDINANCE OF PALM  
9                   BEACH COUNTY, FLORIDA") TO ADD INFRACTIONS FOR  
10                  VIOLATIONS OF CHAPTER 8 OF THE PALM BEACH  
11                  COUNTY CODE (THE "PALM BEACH COUNTY CABLE  
12                  ORDINANCE"); PROVIDING FOR REPEAL OF LAWS IN  
13                  CONFLICT; PROVIDING FOR SEVERABILITY;  
14                  PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND  
15                  ORDINANCES; AND PROVIDING FOR AN EFFECTIVE  
16                  DATE.  
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19                  **WHEREAS**, Chapter 125, Florida Statutes, authorizes counties to adopt ordinances  
20                  consistent with general and special law to provide for the health, safety and welfare of its  
21                  citizens; and

22                  **WHEREAS**, Section 162.21, Florida Statutes, authorizes local governments to  
23                  establish a civil citation system for the enforcement of codes and ordinances; and

24                  **WHEREAS**, Chapter 8 of the Palm Beach County Code (the "Palm Beach County  
25                  Cable Ordinance") authorizes the County to provide for the regulation of cable television  
26                  systems utilizing County rights-of-way; and

27                  **WHEREAS**, Chapter 8.5, Article II, of the Palm Beach County Code (the "Code  
28                  Enforcement Citation Ordinance of Palm Beach County, Florida") establishes a civil citation  
29                  system for the enforcement of codes and ordinances and authorizes the assessment of civil  
30                  penalties as specified in Schedule "A" thereof; and

31                  **WHEREAS**, the Board of County Commissioners desires to amend said Schedule  
32                  "A" to add infractions for violations of the Palm Beach County Cable Ordinance; and

33                  **WHEREAS**, the Board of County Commissioners has determined that the revisions  
34                  to Schedule "A" set forth herein will promote, protect and improve the health, safety and  
35                  welfare of the citizens of Palm Beach County.

36                  **NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY  
37                  COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA**, that:

38                  **Section 1.**      Schedule "A" of Chapter 8.5, Article II, Palm Beach County Code, the  
39                  "Code Enforcement Citation Ordinance of Palm Beach County, Florida", is amended to  
40                  include the list of infractions attached hereto as Exhibit 1.

41                  **Section 2.**      **Repeal of Laws and Ordinances in Conflict**

1 All local laws and ordinances in conflict with any provision of this Ordinance are  
2 hereby repealed to the extent of any such conflict.

3 **Section 3. Severability**

4 If any provision, article, paragraph, sentence, clause, phrase, or work of this  
5 Ordinance is for any reason held by the Court to be unconstitutional, inoperative or void, such  
6 holding shall not affect the remainder of this Ordinance.

7 **Section 4. Inclusion in the Code of Laws and Ordinances**

8 The provisions of this Ordinance shall become and be made a part of the Code of  
9 Laws and Ordinances of Palm Beach County, Florida. The articles and sections of this  
10 Ordinance may be renumbered or relettered to accomplish such, and the word "Ordinance"  
11 may be changed to "Section", "Article", or other appropriate word.

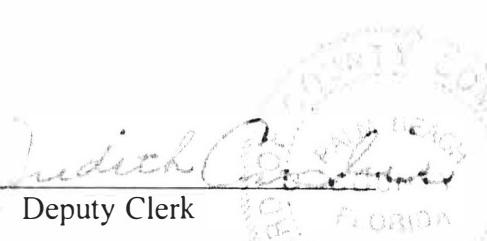
12 **Section 5. Effective date**

13 The provisions of this Ordinance shall become effective upon filing with the  
14 Department of State.

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16 APPROVED and ADOPTED by the Board of County Commissioners of Palm  
17 Beach County, Florida, on this the 20th day of June,  
18 2006.

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21 SHARON R. BOCK  
22 CLERK AND COMPTROLLER

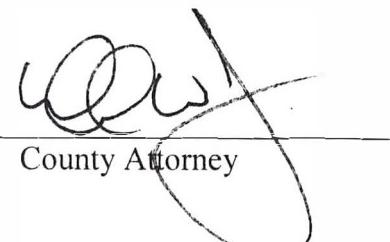
PALM BEACH COUNTY, FLORIDA, BY  
ITS BOARD OF COUNTY  
COMMISSIONERS

26 By:   
27 Deputy Clerk

By:   
Tony Masilotti, Chairman

28 APPROVED AS TO FORM AND  
29 LEGAL SUFFICIENCY

Addie L. Greene, Vice Chairperson

30  
31  
32 By:   
33 County Attorney

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35  
36 EFFECTIVE DATE: Filed with the Department of State on the 27th day of  
37 June, 2006.  
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## EXHIBIT 1

Code Provision	Description	Class	Fine Amount
PBC Cable Ordinance Sec. 8-12 (a)	Failure to obtain a permit for the construction, installation, or maintenance of a cable system in County rights-of-way	IV	\$250
PBC Cable Ordinance Sec. 8-12 (a)	Failure to comply with permit conditions as required by the PBC Cable Television R/W Permit	IV	\$250
PBC Cable Ordinance Sec. 8-12 (a), (g)	Failure to comply with applicable County rules, policies and procedures related to the construction, installation, and maintenance of a cable system in County rights-of-way	IV	\$250
PBC Cable Ordinance Sec. 8-12 (b)	Failure to restore rights-of-way as required by County Code	IV	\$250
PBC Cable Ordinance Sec. 8-12 (c), (d)	Failure to comply with construction standards as required by County Code, National Electric Code and/or FDOT Minimum Standards	IV	\$250
PBC Cable Ordinance Sec. 8-12 (d)	Deviation from submitted permit plans without prior approval	IV	\$250
PBC Cable Ordinance Sec. 8-12 (c), (d), (g) PBC PPM #CTO-001	Failure to comply with safety standards as required by County Code, OSHA, National Electric Code and/or FDOT Minimum Standards	IV	\$250



STATE OF FLORIDA, COUNTY OF PALM BEACH  
 I, SHARON R. BOCK, Clerk & Comptroller certify  
 this to be a true and correct copy of the original  
 filed in my office on June 20, 2006  
 dated at West Palm Beach, FL on 7/3/06  
 By: Quene Brown  
 Deputy Clerk